

**THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CIVIL CASE NO. 1:15-cv-00007-MR
(CRIMINAL CASE NO. 2:10-cr-00009-MR-DLH-1)**

JAMES ERNEST LESPIER,

)

Petitioner,

)

vs.

)

UNITED STATES OF AMERICA,

)

Respondent.

)

O R D E R

THIS MATTER is before the Court on Petitioner's Motion to Vacate, Set Aside or Correct Sentence under 28 U.S.C. § 2255 [Doc. 1] and the Plea Agreement executed by the parties [Doc. 138].

IT IS, THEREFORE, ORDERED:

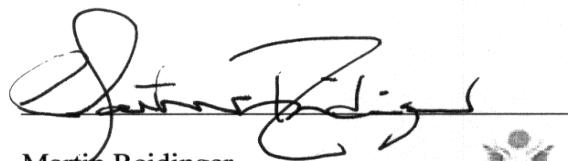
- (1) The United States Marshal shall have Petitioner present in Asheville, North Carolina, on or before September 26, 2016, for proceeding in this matter;
- (2) The Clerk of Court shall calendar this matter for a Rule 11 hearing and resentencing on September 29, 2016, or as soon thereafter as practical; and

(3) The United States Probation Office shall provide a supplemental presentence report.

The Clerk is directed to provide notification and/or copies of this Order to counsel for the Government, counsel for the Petitioner, the United States Marshals Service, the Bureau of Prisons, and the United States Probation Office.

IT IS SO ORDERED.

Signed: July 26, 2016



Martin Reidinger
United States District Judge

